

Request for Expedited Procedure
Under 37 CFR § 1.116
Group Art Unit: 2881
Docket No.: H6808.0040/P040

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Yoshihiro Kimura et al.

Application No.: 10/779,749

Confirmation No.: 2045

Filed: February 18, 2004

Art Unit: 2881

For: Method of determining the concavity and
convexity on sample surface, and charged
particle beam apparatus

Examiner: P. A. Johnston

AMENDMENT AFTER FINAL ACTION

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Do Not Enter
11-19-2007

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated August 24, 2007, please amend the
above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which
begins on page 3 of this paper.

Remarks/Arguments begin on page 9 of this paper.

FEE CALCULATION

Any additional fee required has been calculated as follows: